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CHRISTOPHER L. SIMMONS,
Plaintiff,
v.
COMMISSIONER OF SOCIAL
SECURITY,
Defendant.

Case No. 16-cv-04435-JCS

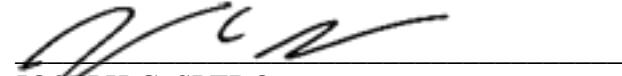
**ORDER TO SHOW CAUSE WHY
DEFAULT SHOULD NOT BE
ENTERED**

11 Defendant was served with summons in this social security review action on September
12 26, 2016. *See* dkt. 10. Pursuant to Civil Local Rule 16-5 and the procedural order entered in this
13 case (dkt. 4), Defendant's answer and a certified copy of the transcript of the administrative record
14 were due ninety days after service, i.e., December 27, 2016.¹ That deadline has passed and
15 Defendant has not yet filed an answer or the administrative record. Accordingly, Defendant is
16 hereby ORDERED TO SHOW CAUSE why default should not be entered, by filing a response to
17 this order no later than January 18, 2017. The Court finds this matter suitable for resolution
18 without oral argument and declines to set a hearing.

19 This order will be expunged if Defendant files (1) her answer and a certified copy of the
20 administrative record; or (2) a stipulation by both parties to extend time. If Defendant cannot file
21 her answer and the record or obtain a stipulation by the deadline stated above, she may file a
22 response stating good cause for her failure to meet the initial ninety-day deadline and for a further
23 extension of time.

24 **IT IS SO ORDERED.**

25 Dated: January 11, 2017


JOSEPH C. SPERO
Chief Magistrate Judge

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28 ¹ Ninety days from service would be December 25, but the Court was closed that day and the
following day, resulting in a deadline of December 27, 2016.